

REGULAR MEETING OF COMMON COUNCIL

A regular meeting of the Common Council of the City of Chippewa Falls was held on Tuesday, December 16, 2008 at 6:30 PM in the City Hall Council Chambers. Mayor Gregory Hoffman presiding. The Pledge of Allegiance was given.

CLERK CALLS THE ROLL

Council members present: Jack Covill (arrived at 6:32 PM), Brian Flynn, Greg Dachel, Jason Anderson, Robert Hoekstra, Dennis Doughty, Susan Zukowski.

City staff present: City Administrator Ron Singel, Police Chief Wayne Nehring, Police Lieutenant John Liddell, Public Works Director/City Engineer Rick Rubenzer, City Planner Jayson Smith, Parks & Recreation Director Bill Faherty.

APPROVAL OF MINUTES OF PREVIOUS MEETINGS

(a) Motion by Doughty/Zukowski, all present voting aye, to approve the minutes of the regular council meeting of December 2. **Motion carried.**

PERSONAL APPEARANCES BY CITIZENS

(a) The following persons spoke against the proposed sand processing plant: Allen Curtis, 1187 Evergreen Lane; Don Baker, 1128 Pumphouse Road; Dave Martineau, 318 Irvine Court; Shawn Hammond, 206 7th Avenue; Mary Holle, 1418 Dover Street; Mario Petrilli, 1101 Weather Ridge Road; Claudia Cayo, 1250 Summit Avenue; Jim Claxton, 1128 Pine Needle Drive; Tom Chisholm, 316 W. Spruce Street; Glen Stoddard, Attorney representing Concerned Chippewa Citizens; Josh Bowe (property owner 1300 Lowater Road); Jane Whiting, 1313 Superior Street; Barbara Vodacek, 1177 Evergreen Lane; Will Moulton, 1030 Pine Needle Drive; Pat Popple, 561 Summit Avenue; Ned Lenhart, 327 Irvine Court; Dan and Beth Walton, (property owners 1117 Evergreen Lane); Jane Lardahl, 1103 Weather Ridge Road; Gene Krhin, 13624 86th Avenue; Vicky Wilson, on behalf of Northern Lights Semiconductor Corp., 900 Lowater Road. Concerns of these citizens included increased truck traffic and congestion and the effect it will have on infrastructure; exposure to silica dust and the effects it will have on the community; relocation of wetland areas; whether or not this project is a sustainable investment; what environmental effects this plant will have on the City. Many of these citizens urged the council to wait until more information is available and questions regarding their concerns are answered. Comments included whether or not the City should be supporting big oil or possibly move in other directions; why the company has not put answers to citizen concerns in writing to better inform the public; citizens deserve to breath clean air free from silica dust; one citizen wanted to know if there was "shady backdoor politics going on" and who was benefiting from this project; the cost-benefit ratio of this project; whether or not falling oil prices will have an impact on this industry; what kind of effect this project will have on the surrounding businesses; citizens do not want to live in a mining town; water consumption issues; whether or not the surrounding businesses will be affected by this project; if the group speaking against this project could come up with new strategies or possibly attract safer businesses; concerns for people with asthma; questions regarding the height of the tower; the involvement of heavy industry in city politics; how research can lag behind the actual consequences or solutions; will realtors want to sell homes on County Hwy S and the devaluation of homes located near the plant. In response to comments about citizens not knowing about the sand plant project until recently, Rick Flynn, 1304 Perry Street, stated he believes the City was not hiding anything and that people should pay attention to what is going on. He regularly attends council meetings and indicated because of that has known about the sand plant since early summer and also knows budget issues and figures due to regular attendance.

PUBLIC HEARINGS

(a) Mayor Hoffman opened a public hearing at 7:40 PM regarding the rezoning of Parcel 3597.1 from R-1C Single Family Residential to C-2 General Commercial. (See Ordinance 2008-21). Pat Spilde, Chippewa County Housing Authority, had a few concerns regarding parking and fencing as they own the house next door. The petitioner, Sheryl Winchell, was present and answered these questions. No one else appeared for or against and the hearing was closed at 7:43 PM.

(b) Mayor Hoffman opened a public hearing at 7:44 PM regarding the rezoning of Parcel 4412.1 from R-1A Single Family Residential to C-2 General Commercial. (See Ordinance 2008-22). No one appeared for or against this rezoning and the hearing was subsequently closed.

COMMUNICATIONS

None

REPORTS

(a) **Motion by Hoekstra/Dachel, all present voting aye**, to approve the minutes of the Plan Commission meeting of December 8. **Motion carried.**

(b) **Motion by Hoekstra/Dachel** to approve the minutes of the Board of Public Works meeting of December 8. **After a roll call vote, said motion passed unanimously.** Chris McMahon, Ayres Associates, Inc. answered questions regarding the Spring Street Bridge contract that will examine alternatives for the future of the bridge. He indicated it would be approximately a two-year process.

APPLICATIONS

(a) **Motion by Doughty/Flynn, all present voting aye**, to approve the six Operator (Bartender) licenses as recommended by the Police Department. **Motion carried.**

PETITIONS None

MAYOR ANNOUNCES APPOINTMENTS

None

MAYOR'S REPORT None

COUNCIL COMMITTEE REPORTS

(a) **Motion by Doughty/Zukowski** to approve the minutes of the Committee No. 1, Revenues, Disbursements, Water and Wastewater meeting of December 15. **After a roll call vote, said motion passed unanimously.**

(b) **Motion by Anderson/Hoesktra, all present voting aye, except Flynn who abstained**, to approve the minutes of the Committee No. 2, Labor Negotiations, Personnel Policy and Administration meeting of December 10. **Motion carried.**

(c) The minutes of the Park Board meeting of December 9 were presented.

(d) The minutes of the Library Board meeting of December 10 were presented.

REPORT OF OFFICERS

(a) Ron Singel, City Administrator, indicated the Village of Lake Hallie has approved the concept of the City assisting with Police Chief services until they can fill their vacant position.

ORDINANCES

(a) **Motion by Doughty/Dachel** to approve **Ordinance 2008-20 Entitled: An Ordinance Annexing Territory to the City of Chippewa Falls, Wisconsin.** **After a roll call vote, said motion passed unanimously.** (*Wissota Health and Vent Property*)

ORDINANCES(cont.)

(b) Motion by Hoekstra/Doughty to approve **Ordinance 2008-21 Entitled:** An Ordinance Amending the Zoning Code of the City of Chippewa Falls. **After a roll call vote, said motion passed unanimously.** (Parcel 3597.1 from R-1C Single Family Residential to C-2 General Commercial)

(c) Motion by Doughty/Anderson to approve **Ordinance 2008-22 Entitled:** An Ordinance Amending the Zoning Code of the City of Chippewa Falls. **After a roll call vote, said motion passed unanimously.** (Parcel 4412.1 from R-1A Single Family Residential to C-2 General Commercial)

RESOLUTIONS

(a) Motion by Zukowski/Anderson to approve **Resolution 2008-41 Entitled:** Resolution Authorizing 2009 General Public Shared-Ride Taxi Agreement. **After a roll call vote, said motion passed unanimously.**

(b) Motion by Doughty/Hoekstra to approve **Resolution 2008-42 Entitled:** Resolution Authorizing the Execution of the 2008 FTA Supplemental Agreement Between the Cities of Eau Claire and Chippewa Falls. **After a roll call vote, said motion passed unanimously.**

(c) Due to the presentation under 15(c), a motion was made by Covill, seconded by Hoekstra, all present voted aye, to move Item 14(c) and consider it after Item 15(c). Motion carried.

After the presentation under 15(c), the Council discussed this issue and voted on the following resolution:

***Motion by Zukowski/Flynn** to deny **Resolution 2008-43 Entitled:** Resolution Approving Development Agreement with Canadian Sand & Proppant, Inc. and Authorizing the Issuance of \$1,750,000 Taxable Tax Increment Project Revenue Bond (Canadian Sand & Proppant Project). **Said motion failed after the following roll call vote: Aye – Zukowski, Flynn, Covill; Nay – Dachel, Anderson, Hoekstra, Doughty.**

***Motion by Hoekstra/Doughty** to approve **Resolution 2008-43 Entitled:** Resolution Approving Development Agreement with Canadian Sand & Proppant, Inc. and Authorizing the Issuance of \$1,750,000 Taxable Tax Increment Project Revenue Bond (Canadian Sand & Proppant Project). **The following roll call vote resulted in a tie: Aye – Hoekstra, Doughty, Dachel; Nay – Covill, Flynn, Zukowski; Anderson voted present which resulted in the tie. Mayor Hoffman broke the tie by voting to approve the resolution.**

The motion passed and the resolution was approved.

(d) Motion by Doughty/Hoekstra to approve **Resolution 2008-44 Entitled:** Resolution Authorizing Execution of Deed to Chippewa Crossing Partners, LLC. **After a roll call vote, said motion passed unanimously.**

(e) Motion by Doughty/Zukowski to approve **Resolution 2008-45 Entitled:** Resolution Authorizing the Issuance and Awarding the Sale of \$1,245,000 General Obligation Refunding Bonds, Series 2008C. **After a roll call vote, said motion passed unanimously.**

OTHER NEW OR UNFINISHED BUSINESS AS AUTHORIZED BY LAW

(a) Motion by Anderson/Flynn to approve the pay increase for the Park Foreman position retroactive to March 1, 2008. **After a roll call vote, said motion passed unanimously.** Alderman Hoekstra indicated an increase was approved at the Committee #2 meeting of May 12 but only retroactive to May 20. This action will change the retroactive increase back to March 1 as agreed upon by Union and City officials.

OTHER NEW OR UNFINISHED BUSINESS AS AUTHORIZED BY LAW(cont.)

(b) Motion by Doughty/Dachel to approve the letter dated December 8, 2008 from the Chippewa County Forest & Parks Department offering to sell the former Holiday Gas Station Property to the City of Chippewa Falls for \$1,775.00. **After a roll call vote, said motion passed unanimously.**

(c) Gary Stone, Canadian Sand & Proppant, Inc. presented information regarding the proposed sand processing plant operations. Tom Henning and Mike Swoboda from SEH also answered questions regarding plant operations. After discussions and questions by the Council, they returned to "Resolutions" above and voted on Resolution 2008-43.

CLAIMS

(a) The Claims Committee met at 6:00 PM before the regular meeting to review the claims for payment by the various departments of the city. **Motion by Doughty/Anderson** to approve the payment of the claims listed below. **After a roll call vote, said motion passed unanimously.**

City General Claims and

Authorized/Handwritten Claims: \$319,408.14

Public Utilities Claims \$ 80,600.62

CLOSED SESSION

None

ADJOURNMENT

Motion by Hoekstra/Zukowski, all present voting aye, to adjourn at 9:35 PM. **Motion carried.**

Submitted by
Lynne Bauer, City Clerk